

United States District Court
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

V.

KENDRICK LEE ROBBINS

CRIMINAL COMPLAINT

Case Number:

MD 10-449 FLN

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about 10/13/2010, in Ramsey County, in the State and District of Minnesota, defendant(s)

having previously been convicted in the courts of the State of Minnesota with the following felony offenses: (1) 1995 First Degree Assault; and (2) 1996 Aiding and abetting Fourth Degree Assault, and having been convicted in the State of New Mexico in 2009 with Trafficking in a Controlled Substance, and thereafter did knowingly possess, in and affecting commerce, a firearm, namely a Smith and Wesson Model 27-6, .357 caliber six-shot revolver bearing Serial Number BSK4287,

in violation of Title 18, United States Code, Section(s) 922(g) and 924(e).

I further state that I am a(n) Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No


Sworn to before me, and subscribed in my presence,

10/26/10

Date

The Honorable Franklin L. Noel
UNITED STATES MAGISTRATE JUDGE

Name & Title of Judicial Officer


Signature of Complainant
Kylie M. Williamson
ATF

Minneapolis, MN

City and State


Signature of Judicial Officer

SCANNED**OCT 27 2010****U.S. DISTRICT COURT MPLS**

STATE OF MINNESOTA)
)
COUNTY OF HENNEPIN)

ss. AFFIDAVIT OF Kylie M. Williamson

I, Kylie M. Williamson, being first duly sworn under oath,
depose and state as follows:

1. Your Affiant is employed as a Special Agent (S/A) with the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), and has been so employed since August of 2007. Prior to that, your Affiant was employed by ATF for two years as an Industry Operations Investigator. Your Affiant is currently assigned to the St. Paul Group I Field Office, and works with various law enforcement agencies and drug task forces throughout the state of Minnesota. Your Affiant's responsibilities include conducting criminal investigations of individuals and organizations related to the violations of Federal laws, particularly those found in Titles 18, 21, and 26. Your Affiant has participated in numerous investigations which have resulted in the arrests, searches, seizures, and convictions of individuals who have violated Federal law.

2. This affidavit is submitted in support of a Complaint against Kendrick Lee ROBBINS, charging him with possession of a firearm by a convicted felon in violation of Title 18, United States Code, Sections 922(g)(1) and 924(e). The facts set forth in the Affidavit are based on your Affiant's training, experience, personal knowledge and observations in this investigation; upon her discussions with other law enforcement officers and agents directly

involved in this investigation; and upon her review of official reports submitted in relation to this investigation. Further, this affidavit contains information to support probable cause, but is not intended to convey facts of the entire investigation.

3. On October 13, 2010, Saint Paul Police Department (SPPD) Officers attempted to conduct a traffic stop on a vehicle in the city of Saint Paul, MN, County of Ramsey, after they observed the vehicle driving in the dark with its headlights extinguished. As SPPD Officers attempted the traffic stop, the front seat passenger, later identified as ROBBINS, fled on foot.

4. As several SPPD Officers pursued ROBBINS, the SPPD Officers who remained with the vehicle identified the two remaining occupants as A.L. and J.C.P. While securing A.L. and J.C.P., SPPD Officers located and recovered a Mossberg shotgun from floor of the rear seat of the suspect vehicle. As SPPD Officers searched A.L., he advised that the individual who ran, later identified as ROBBINS, also had a gun.

5. Subsequent to the pursuit, ROBBINS was located at an address on Topping Street in St. Paul, MN, and after a brief struggle, was apprehended by the SPPD K-9 Unit.

6. Once ROBBINS was in custody, SPPD Officers located a revolver along the path which ROBBINS had used to flee on foot, approximately 20-30 yards from the passenger-side door of the vehicle where the pursuit began.

7. During a post-Miranda interview with A.L., he advised SPPD

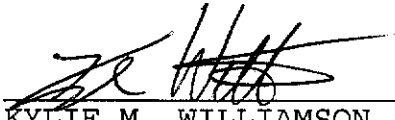
Officers that, though he had not seen a gun on ROBBINS, ROBBINS had told him that he (ROBBINS) had a gun in his possession.

8. ATF Special Agent Andy Hromyak examined both the shotgun, specifically a Mossberg, Model 500A, 12 gauge shotgun bearing Serial Number P955255, and a revolver, specifically a Smith and Wesson Model 27-6, .357 caliber six-shot revolver bearing Serial Number BSK4287, recovered during the above-described incident. Based on his training and experience, he determined that the shotgun was manufactured in Connecticut and that the revolver was manufactured in Massachusetts. Therefore, at some point after manufacture, both the Mossberg shotgun and the Smith and Wesson revolver, were shipped or transported into Minnesota through interstate commerce.

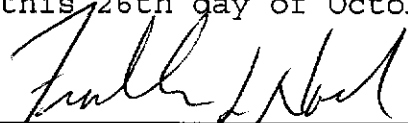
9. Your Affiant has reviewed and is familiar with ROBBINS' criminal history. Specifically, in 1995, ROBBINS was convicted of the felony offenses of 1st and 2nd Degree Assault in Hennepin County, MN. In 1996, ROBBINS was convicted of the felony offenses of Aiding and Abetting 4th Degree Assault and 5th Degree Assault in Sherburne County, Minnesota. In 2004, ROBBINS was convicted of the felony offense of 2nd Degree Possession of a Controlled Substance in Hennepin County, Minnesota. In 2009, ROBBINS was convicted of the felony offense of Trafficking in a Controlled Substance (by possession with intent to distribute) in Colfax County, New Mexico. Based on ROBBINS' criminal history, he is prohibited from possessing firearms and/or ammunition.

10. Based upon these facts conveyed in this affidavit, your Affiant has probable cause to believe that on October 13, 2010, Kendrick Lee ROBBINS committed the crime of being a felon in possession of a firearm, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

Further your Affiant sayeth not.


KYLIE M. WILLIAMSON
ATF Special Agent

SUBSCRIBED and SWORN to before me
this 26th day of October, 2010.


FRANKLIN L. NOEL
United States Magistrate Judge